IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

Crl.MC.No. 4088 of 2005()

(CRIME NO.562/2005 OF THE KONDOTTY POLICE STATION)

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PETITIONERS/ACCUSED

1. MUHAMMED, S/O.KUNHAMMED,
   CHENNIRI HOUSE, ANTHIYOORKUNNU,
   PULIKKAL, MALAPPURAM DISTRICT.

2. RAHIM, S/O.ALAVI, DO. DO.

3. MUHAMMED, S/O.ALAVI, DO. DO.

4. MOIDEEN, S/O.ALAVI, DO. DO.

5. ISMAIL, S/O.MAMMED, DO. DO.

6. ABDULLA, S/O.KUNHAMMED, DO. DO.

7. ANVAR, S/O.KOYA, DO. DO.

BY ADV. SRI.BABU S. NAIR

RESPONDENT/STATE

1. THE STATE OF KERALA, REPRESENTED
   BY THE SUB INSPECTOR OF POLICE,
   KONDOTTY POLICE STATION-THROUGH THE PUBLIC
   PROSECUTOR, HIGH COURT OF KERALA,
   ERNAKULAM, KOCHI-31.

2. THE DEPUTY SUPERINTENDENT OF POLICE,
   MALAPPURAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZER

THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 29/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

Crl.M.C.No.4088 of 2005

Dated this the 29th day of June 2007

O R D E R

The apprehension of the petitioners is that they, who have once been released on bail in the crime, may be arrested again by the investigating officer on the ground that the Section of offence has subsequently been altered. The matter was admitted. Interim stay was granted. The matter has been brought up for hearing at the instance of the learned Public Prosecutor. The learned Public Prosecutor submits that the investigating officer shall be satisfied if there is a direction to the petitioners to make themselves available for interrogation before the investigating officer . I am satisfied that such direction can be issued and this Criminal Miscellaneous Case can be closed.

2. In the result, this Criminal Miscellaneous Case is allowed in part. It is directed that the petitioners shall make themselves available for interrogation before the investigating officer on all Mondays and Fridays between 10 a.m and 12 noon for a period of one month from 09/07/2007. Thereafter they shall so appear as and when directed in writing.

Issue copy of the order to the learned counsel for the petitioner forthwith.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007